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ATTORNEY'S DOCKET NO: M1043/7000/CAB  
IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Peter Millington, et al.  
Serial No: 09/994,243  
Confirmation No.: 8115  
Filed: November 27, 2001  
For: EXERCISE EQUIPMENT LOCATOR

Examiner: Not yet assigned  
Art Unit: Not yet assigned

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**CERTIFICATE OF MAILING UNDER 37 C.F.R. §1.8(a)**

The undersigned hereby certifies that this document is being placed in the United States mail with first-class postage attached, addressed to Commissioner for Patents, Washington, D.C. 20231, on the 7 day of March, 2002.

*Carole A. Boelitz*  
Carole A. Boelitz, Reg. No. 48,958

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Commissioner for Patents  
Washington, D.C. 20231

Sir:

Transmitted herewith are the following documents:

- Information Disclosure Statement;
- Form PTO-1449 and References Cited; and
- Return Receipt Postcard.

If the enclosed papers are considered incomplete, the Mail Room and/or the Application Branch is respectfully requested to contact the undersigned at (617) 720-3500, Boston, Massachusetts.

No fee is required. If a fee is required, it may be charged to the account of the undersigned, Deposit Account No. 23/2825. A duplicate of this sheet is enclosed.

Respectfully submitted,

By: *Carole A. Boelitz*  
Carole A. Boelitz, Reg. No. 48,958  
Wolf, Greenfield & Sacks, P.C.  
600 Atlantic Avenue  
Boston, MA 02210  
Telephone (617) 720-3500

Docket No. M1043/7000

Dated: March 7, 2002

xndd



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*Carole Boelitz*  
Carole A. Boelitz, Reg. No. 48,958

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Commissioner for Patents  
Washington, D.C. 20231

Sir:

**STATEMENT FILED PURSUANT TO THE DUTY OF  
DISCLOSURE UNDER 37 CFR §§1.56, 1.97 AND 1.98**

Pursuant to the duty of disclosure under 37 C.F.R. §§1.56, 1.97 and 1.98, the Applicants request consideration of this Information Disclosure Statement.

**PART I: Compliance with 37 C.F.R. §1.97**

This Information Disclosure Statement has been filed before the mailing date of a first Office Action on the merits in the above-identified case.

No fee or certification is required.

**PART II: Information Cited**

The Applicants hereby make of record in the above-identified application the information listed on the attached form PTO-1449 (modified). The order of presentation of the references should not be construed as an indication of the importance of the references.

**PART III: Remarks**

Documents cited on the attached form PTO-1449 (modified) are enclosed unless otherwise indicated on the attached form PTO-1449 (modified). It is respectfully requested that:

1. The Examiner consider completely the cited information, along with any other information, in reaching a determination concerning the patentability of the present claims;
2. The enclosed form PTO-1449 be signed by the Examiner to evidence that the cited information has been fully considered by the Patent and Trademark Office during the examination of this application;
3. The citations for the information be printed on any patent which issues from this application.

By submitting this Information Disclosure Statement, the Applicants make no representation that a search has been performed, of the extent of any search performed, or that more relevant information does not exist.

By submitting this Information Disclosure Statement, the Applicants make no representation that the information cited in the Statement is, or is considered to be, material to patentability as defined in 37 C.F.R. §1.56(b).

By submitting this Information Disclosure Statement, the Applicants make no representation that the information cited in the Statement is, or is considered to be, in fact, prior art as defined by 35 U.S.C. §102.

Notwithstanding any statements by the Applicants, the Examiner is urged to form his own conclusion regarding the relevance of the cited information.

An early and favorable action is hereby requested.

Respectfully submitted,

*Peter Millington, et al., Applicants*

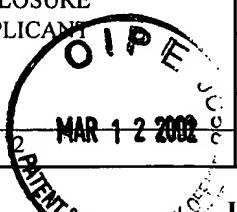
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Telephone (617) 720-3500

Docket No. M1043/7000

Dated: March 7, 2002

**xndd**

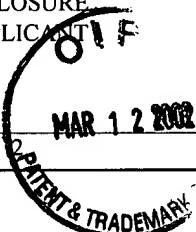
FORM PTO-1449/A and B (Modified)  INFORMATION DISCLOSURE STATEMENT BY APPLICANT				APPLICATION NO.: 09/994,243	ATTY. DOCKET NO.: M1043/7000
				FILING DATE: November 27, 2001	
				APPLICANT: Peter Millington, et al.	
				GROUP ART UNIT: Not yet assigned	EXAMINER: Not yet assigned
Sheet	1	of	2		



### U.S. PATENT DOCUMENTS

Examiner's Initials#	Cite No.	U.S. Patent Document		Name of Patentee or Applicant of Cited Document	Date of Publication or of issue of Cited Document MM-DD-YYYY
		Number	Kind Code		
	M1	4,101,873		Anderson, et al.	07/18/1978
	M2	4,173,035		Hoyt	10/30/1979
	M3	4,361,324		Baroi	11/30/1982
	M4	4,421,319		Murphy	12/20/1983
	M5	4,476,469		Lander	10/09/1984
	M6	4,507,653		Bayer	03/26/1985
	M7	4,554,419		King, et al.	11/19/1985
	M8	4,660,039		Barricks, et al.	04/21/1987
	M9	4,751,440		Dang	06/14/1988
	M10	4,961,575		Perry	10/09/1990
	M11	5,132,622		Valentino	07/21/1992
	M12	5,204,657		Prosser, et al.	04/20/1993
	M13	5,250,014		Chang	10/05/1993
	M14	5,293,635		Faulk, Jr., et al.	03/15/1994
	M15	5,294,915		Owen	03/15/1994
	M16	5,370,387		Baker	12/06/1994
	M17	5,394,879		Gorman	03/07/1995
	M18	5,517,494		Green	05/14/1996
	M19	5,538,007		Gorman	07/23/1996
	M20	5,559,681		Duarte	09/24/1996
	M21	5,598,143		Wentz	01/28/1997
	M22	5,785,632		Greenberg, et al.	07/28/1998
	M23	5,859,585		Fleming	01/12/1999
	M24	6,014,078		Rojas, et al.	01/11/2000
	M25	6,039,679		Yu	03/21/2000
	M26	6,066,161		Parella	05/23/2000
	M27	6,126,303		Gross	10/03/2000
	M28	6,132,345		Beierschmitt, et al.	10/17/2000

FORM PTO-1449/A and B (Modified)			APPLICATION NO.: 09/994,243	ATTY. DOCKET NO.: M1043/7000
INFORMATION DISCLOSURE STATEMENT BY APPLICANT			FILING DATE: November 27, 2001	
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Sheet	2	of	2	EXAMINER: Not yet assigned
			GROUP ART UNIT: Not yet assigned	



#### FOREIGN PATENT DOCUMENTS

Examiner's Initials#	Cite No.	Foreign Patent Document			Name of Patentee or Applicant of Cited Document (not necessary)	Date of Publication of Cited Document MM-DD-YYYY	Translation (Y/N)
		Office/ Country	Number	Kind Code			

#### OTHER ART — NON PATENT LITERATURE DOCUMENTS

Examiner's Initials#	Cite No	Include name of the author (in CAPITAL LETTERS) title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, relevant page(s), volume-issue number(s), publisher, city and/or country where published.	Translation (Y/N)
	M29	<a href="http://www.itech.com/products/guest-alert.htm">www.itech.com/products/guest-alert.htm</a> , Guest Alert Paging Systems, November 7, 2000, pages 1-3.	
	M30	<a href="http://www.itech.com/products/people-alert.htm">www.itech.com/products/people-alert.htm</a> , PeopleAlert, November 7, 2000, pages 1-2,	
	M31	<a href="http://www.zoomcomm.com/other.htm">www.zoomcomm.com/other.htm</a> , November 7, 2000, 1 page.	

EXAMINER	DATE CONSIDERED
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#EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

\*a copy of this reference is not provided as it was previously cited by or submitted to the office in a prior application, Serial No. \_\_\_\_\_, filed \_\_\_\_\_, and relied upon for an earlier filing date under 35 U.S.C. 120 (continuation, continuation-in-part, and divisional applications).

[NOTE - Must provide a copy of any patent, publication, other information listed, even if it was previously submitted to, or cited by, the U.S. Patent Office in an earlier application, unless the earlier application is identified by the IDS and is relied upon for an earlier filing date under 35 U.S.C. §120, and the copy was provided in the earlier application.]